## **CONSENT ORDER**

Issued and Entered, On February 6, 2006, by Linda A. Watters, Commissioner

Based on the Stipulation set forth above, IT IS ORDERED that:

- 1. Access Mortgage & Financial Corporation ("Access Mortgage") shall CEASE and DESIST from violating Sections 21(1)-(3), and 22(a)-(b) of the MBLSLA.
- 2. Access Mortgage shall pay to the State of Michigan, through the Office of Financial & Insurance Services ("OFIS"), a civil fine in the amount of \$2,000.00. The fine shall be paid on or before 30 days of the date of entry of this order.
- 3. Access Mortgage shall maintain a program to monitor and assure compliance with all state and federal laws and regulations pertaining to brokering, origination, closing, and servicing of mortgage loans. Access Mortgage shall educate its officers and employees involving the brokering, origination, and closing of mortgage loans on all applicable state and federal laws and regulations, including, but not limited to, the Mortgage Brokers, Lenders, and Servicers Licensing Act, National Housing Act, Federal Real Estate Settlement Procedures Act, Federal Truth-in-Lending Act, Equal Credit Opportunity Act, Fair Credit Reporting Act, Anti-Redlining Act, and applicable usury laws. The education shall be accomplished by requiring the officers and employees involved in the brokering, origination, closing and servicing of mortgage loans to attend training seminars for the next 12 months at least four hours in duration every quarter. The seminars shall be conducted by persons not employed by Access Mortgage and with recognized experience in the mortgage industry. The instructors for the seminars shall be varied in order to

give the officers and employees a broad view of the regulation and operation of the mortgage

industry. The seminars shall include the philosophy behind the laws and regulations as well as

the requirements of the laws and regulations. Either Access Mortgage or a local or national

organization such as the Michigan Mortgage Lenders Association or the Mortgage Bankers

Association of America may organize the seminars. Access Mortgage shall keep a record of the

attendance of the officers and employees at the seminars.

The program shall include designation of a compliance officer who will conduct

reviews, not less than quarterly, of a sample of files for closed loans and rejected loan

applications and assure compliance with all relevant federal and state laws. Access Mortgage

shall maintain written reports of the results of its file reviews. The written reports shall be

maintained as required by Section 21 of the MBLSLA. Access Mortgage must inform OFIS of

the individual designated as compliance officer and if there is any change in the compliance

officer, such change shall be reported in writing to OFIS within 30 days of the change.

The Commissioner retains jurisdiction over the matters contained herein and has the

authority to issue such further order(s) as she shall deem just, necessary and appropriate in

accordance with the MBLSLA.

Linda A. Watters

Gian G. Watter

Commissioner